

**EIGHTY-SEVENTH GENERAL ASSEMBLY
2018 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

February 15, 2018

Clip Sheet Summary

Displays all amendments, fiscal notes, and conference committee reports for previous day.

Bill	Amendment	Action	Sponsor
<u>HF 2276</u>	<u>H-8009</u>	Filed	OLSON of Polk
<u>HF 2348</u>	<u>H-8011</u>	Filed	COMMITTEE ON JUDICIARY, et al
<u>SF 455</u>	<u>H-8010</u>	Filed	COMMITTEE ON APPROPRIATIONS, et al
<u>SF 2117</u>	<u>H-8012</u>	Filed	COMMITTEE ON APPROPRIATIONS, et al

HOUSE FILE 2276

H-8009

- 1 Amend House File 2276 as follows:
- 2 1. Page 1, line 17, after <a.> by inserting <(1)>
- 3 2. Page 1, after line 20 by inserting:
- 4 <(2) A school administrator or the school administrator's
- 5 designee shall not unreasonably withhold issuing written
- 6 permission under this paragraph.>

By OLSON of Polk

H-8009 FILED FEBRUARY 14, 2018

HOUSE FILE 2348

H-8011

1 Amend House File 2348 as follows:

2 1. Page 39, line 26, by striking <Iowa cancer center> and
3 inserting <university of Iowa Holden comprehensive cancer
4 center>

5 2. By striking page 63, line 32, through page 66, line 25.

6 3. By renumbering as necessary.

By COMMITTEE ON JUDICIARY

NUNN of Polk, Chairperson

H-8011 FILED FEBRUARY 14, 2018

SENATE FILE 455

H-8010

1 Amend Senate File 455, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <DIVISION I

6 STATE AND DISTRICT COSTS PER PUPIL

7 Section 1. Section 257.2, subsection 12, Code 2018, is
8 amended to read as follows:

9 12. *"Supplemental state aid"* means the amount by which state
10 cost per pupil and district cost per pupil will increase from
11 one budget year to the next as the result of the state percent
12 of growth.

13 Sec. 2. Section 257.8, subsection 5, Code 2018, is amended
14 to read as follows:

15 5. *Alternate supplemental state aid — definitions.*

16 a. For budget years beginning July 1, 2000, and subsequent
17 budget years, references to the terms *"supplemental state aid"*,
18 *"regular program state cost per pupil"*, and *"regular program*
19 *district cost per pupil"* shall mean those terms as calculated
20 for those school districts that calculated regular program
21 supplemental state aid for the school budget year beginning
22 July 1, 1999, with the additional thirty-eight dollars
23 specified in section 257.8, subsection 4, Code 2013.

24 b. For the budget year beginning July 1, 2018, and
25 subsequent budget years, references to *"supplemental state*
26 *aid"* and *"regular program state cost per pupil"* shall mean
27 those terms as calculated including the additional amount for
28 the budget year beginning July 1, 2018, under section 257.9,
29 subsection 2, paragraph *"b"*, and references to *"regular program*
30 *district cost per pupil"* shall mean that term as calculated
31 including any adjustments made under section 257.10, subsection
32 2.

33 Sec. 3. Section 257.9, subsection 2, Code 2018, is amended
34 to read as follows:

35 2. *Regular program state cost per pupil for 1992-1993 and*

1 *succeeding years.*

2 a. For the budget year beginning July 1, 1992, and
3 succeeding budget years beginning before July 1, 2018, the
4 regular program state cost per pupil for a budget year is the
5 regular program state cost per pupil for the base year plus the
6 regular program supplemental state aid for the budget year.

7 b. For the budget year beginning July 1, 2018, the regular
8 program state cost per pupil is the regular program state
9 cost per pupil for the base year plus the regular program
10 supplemental state aid for the budget year, plus five dollars.

11 c. For the budget year beginning July 1, 2019, and
12 succeeding budget years, the regular program state cost per
13 pupil for a budget year is the regular program state cost per
14 pupil for the base year plus the regular program supplemental
15 state aid for the budget year.

16 Sec. 4. Section 257.10, subsection 2, paragraph b, Code
17 2018, is amended to read as follows:

18 b. If the regular program district cost per pupil of a
19 school district for the budget year under paragraph "a" exceeds
20 one hundred five percent of the regular program state cost
21 per pupil for the budget year and the state percent of growth
22 for the budget year is greater than two percent, the regular
23 program district cost per pupil for the budget year for that
24 district shall be reduced to one hundred five percent of the
25 regular program state cost per pupil for the budget year.

26 However, under such conditions, if the difference between the
27 regular program district cost per pupil for the budget year and
28 the regular program state cost per pupil for the budget year
29 is greater than an amount equal to two percent multiplied by
30 the regular program state cost per pupil for the base year, the
31 regular program district cost per pupil for the budget year
32 shall be reduced by the amount equal to two percent multiplied
33 by the regular program state cost per pupil for the base year.

34 Sec. 5. Section 257.10, subsection 2, Code 2018, is amended
35 by adding the following new paragraph:

1 NEW PARAGRAPH. *c.* For the budget year beginning July 1,
2 2018, and succeeding budget years, if the regular program
3 district cost per pupil for the budget year calculated under
4 this subsection in any school district is less than the
5 regular program state cost per pupil for the budget year, the
6 department of management shall increase the regular program
7 district cost per pupil of that district to an amount equal to
8 the regular program state cost per pupil for the budget year.

9 Sec. 6. EFFECTIVE UPON ENACTMENT. This division of this
10 Act, being deemed of immediate importance, takes effect upon
11 enactment.

12 DIVISION II

13 SCHOOL DISTRICT TRANSPORTATION COSTS

14 Sec. 7. NEW SECTION. **257.16C Transportation equity program**
15 **— fund.**

16 1. A transportation equity program is established to
17 provide prioritized additional funding for school districts
18 with a transportation cost per pupil that exceeds the statewide
19 adjusted transportation cost per pupil for the same budget
20 year.

21 2. *a.* For the budget year beginning July 1, 2018, and
22 each succeeding budget year, the department of management
23 shall annually determine a statewide adjusted transportation
24 cost per pupil that is not lower than the statewide average
25 transportation cost per pupil. The statewide adjusted
26 transportation cost per pupil shall be annually determined, by
27 taking into account amounts appropriated to the transportation
28 equity fund under subsection 3, for the purpose of providing
29 transportation equity aid for those school districts with the
30 highest transportation cost per pupil differential.

31 *b.* Each school district that satisfies the criteria of
32 subsection 1 shall receive transportation equity aid in an
33 amount equal to the school district's actual enrollment for
34 the school year, excluding the shared-time enrollment for the
35 school year, multiplied by the school district's transportation

1 cost per pupil differential for the budget year.

2 *c.* For purposes of this section:

3 (1) "*Statewide average transportation cost per pupil*" means
4 the total transportation cost for all school districts in the
5 state used to calculate each school district's transportation
6 cost per pupil under paragraph "*d*" divided by the total
7 enrollment for all school districts used to calculate each
8 school district's transportation cost per pupil under paragraph
9 "*d*".

10 (2) "*Transportation cost per pupil differential*" means an
11 amount equal to a school district's transportation cost per
12 pupil minus the statewide adjusted transportation cost per
13 pupil for the same budget year.

14 *d.* A school district's transportation cost per pupil
15 shall be determined by dividing the school district's actual
16 transportation cost for all children transported in all school
17 buses for a school year pursuant to section 285.1, subsection
18 12, less the amount received for transporting nonpublic school
19 pupils under section 285.1, by the district's actual enrollment
20 for the school year, excluding the shared-time enrollment for
21 the school year as defined in section 257.6.

22 3. *a.* A transportation equity fund is created as a separate
23 and distinct fund in the state treasury under the control of
24 the department of management. Moneys in the fund include
25 revenues credited to the fund, appropriations made to the
26 fund, and other moneys deposited in the fund. For each fiscal
27 year beginning on or after July 1, 2018, there is appropriated
28 all moneys in the fund to the department of management for
29 purposes of making transportation equity aid payments under
30 this section.

31 *b.* If the balance of the fund exceeds the amount necessary
32 to make all transportation equity aid payments under
33 subsection 2, moneys remaining in the fund shall be used for
34 transportation base funding payments under subsection 4.

35 *c.* If the balance of the fund exceeds the amount necessary

1 to make all transportation equity aid payments and all
2 transportation base funding payments, moneys remaining in the
3 fund at the end of a fiscal year, notwithstanding section 8.33,
4 shall remain in the fund and shall be available for expenditure
5 for the purposes of this section in subsequent fiscal years.

6 4. For budget years beginning on or after July 1, 2018, if
7 funding is available as provided in subsection 3, paragraph
8 "b", each school district in the state shall receive a
9 transportation base funding payment in an amount equal to
10 the school district's enrollment used under subsection 2,
11 paragraph "d", multiplied by the lesser of the statewide
12 average transportation cost per pupil or the school district's
13 transportation cost per pupil for the budget year. If an
14 amount appropriated for a budget year is insufficient to pay
15 all transportation base funding payments, the department of
16 management shall prorate such payment amounts.

17 5. a. The sum of the transportation equity aid payment
18 and the transportation base funding payment paid to a school
19 district for a budget year shall not exceed the school
20 district's actual transportation cost used to calculate
21 the school district's transportation cost per pupil under
22 subsection 2, paragraph "d", for the budget year.

23 b. Transportation equity aid payments and transportation
24 base funding payments shall be paid at the same time and in the
25 same manner as foundation aid is paid under section 257.16,
26 and may be included in the monthly payment of state aid under
27 section 257.16, subsection 2.

28 6. Transportation equity aid payments and transportation
29 base funding payments received under this section are
30 miscellaneous income and shall be deposited in the general fund
31 of the school district. However, the transportation equity aid
32 amount and the transportation base funding amount shall not be
33 included in district cost. Transportation equity aid under
34 this section shall not affect the receipt or amount of a budget
35 adjustment received under section 257.14 or transportation

H-8010 (Continued)

1 assistance aid under section 257.31, subsection 17.

2 Sec. 8. TRANSPORTATION EQUITY FUND — APPROPRIATION. There
3 is appropriated from the general fund of the state to the
4 department of management for the fiscal year beginning July
5 1, 2018, and ending June 30, 2019, the following amount, or
6 so much thereof as is necessary, to be used for the purposes
7 designated:

8 For deposit in the transportation equity fund created
9 pursuant to section 257.16C, subsection 3:

10 \$ 11,200,000

11 Sec. 9. EFFECTIVE DATE. This division of this Act, being
12 deemed of immediate importance, takes effect upon enactment.>

13 2. Title page, by striking lines 1 through 7 and inserting
14 <An Act relating to school district funding by modifying and
15 establishing provisions relating to state school foundation
16 program and school district transportation costs, making
17 appropriations, and including effective date provisions.>

By COMMITTEE ON APPROPRIATIONS

GRASSLEY of Butler, Chairperson

H-8010 FILED FEBRUARY 14, 2018

SENATE FILE 2117

H-8012

1 Amend Senate File 2117, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <DIVISION I

6 APPROPRIATION REDUCTIONS

7 Section 1. EXECUTIVE BRANCH APPROPRIATION REDUCTIONS.

8 1. For the period beginning on the effective date of this
9 section and ending on June 30, 2018, the following departments
10 and agencies and the judicial branch are subject to a reduction
11 in expenditures made from appropriations from the general fund
12 in the following amounts:

13 a. Department of administrative services	
14	\$ 62,560
15 b. Auditor of state	
16	\$ 8,062
17 c. Department of commerce	
18	\$ 12,433
19 d. Executive council	
20	\$ 777
21 e. Governor's office	
22	\$ 20,888
23 f. Governor's office of drug control policy	
24	\$ 2,058
25 g. Department of human rights	
26	\$ 21,228
27 h. Department of inspections and appeals	
28	\$ 102,374
29 In identifying and implementing the reduction pursuant	
30 to this paragraph, the director of the department shall be	
31 authorized to make allocations between department divisions	
32 in the manner and to the extent as the director determines	
33 appropriate, in consultation with the department of management.	
34 i. State public defender	
35	\$ 236,041

H-8012 (Continued)

1	j. Department of management	
2	.....	\$ 22,629
3	k. Department of revenue	
4	.....	\$ 528,271
5	l. Secretary of state	
6	.....	\$ 31,525
7	m. Treasurer of state	
8	.....	\$ 9,256
9	n. Department of agriculture and land stewardship	
10	.....	\$ 188,688
11	o. Department of natural resources	
12	.....	\$ 123,373
13	p. Department of economic development	
14	.....	\$ 157,960
15	q. Iowa workforce development	
16	.....	\$ 166,960
17	r. Department for the blind	
18	.....	\$ 19,720
19	s. College aid commission	
20	.....	\$ 94,172
21	t. Department of education	
22	.....	\$ 784,830
23	In identifying and implementing the reduction pursuant to	
24	this paragraph, the department shall not reduce the standing	
25	appropriation under section 285.2, subsection 1, paragraph "b",	
26	for purposes of nonpublic school transportation.	
27	u. Community colleges	
28	.....	\$ 500,000
29	v. Vocational rehabilitation	
30	.....	\$ 54,472
31	w. Iowa public television	
32	.....	\$ 68,421
33	x. Board of regents	
34	.....	\$ 8,133,070
35	In identifying and implementing the reduction pursuant to	

H-8012 (Continued)

1 this paragraph, the board shall not reduce expenditures made
2 from appropriations for the university of northern Iowa, the
3 state school for the deaf, and the Iowa braille and sight
4 saving school.

5 y. Department on aging

6 \$ 110,012

7 z. Department of public health

8 \$ 662,871

9 aa. Department of human services

10 \$ 4,316,042

11 In identifying and implementing the reduction pursuant
12 to this paragraph, the department shall not reduce benefits
13 available under the Medicaid state plan and approved waivers.

14 ab. Department of veterans affairs

15 \$ 36,877

16 ac. Iowa veterans home

17 \$ 65,164

18 ad. Department of Justice

19 \$ 378,471

20 In identifying and implementing the reduction pursuant to
21 this paragraph, the department shall not reduce expenditures
22 made from appropriations for victim assistance grants.

23 ae. Iowa civil rights commission

24 \$ 10,431

25 af. Department of corrections

26 \$ 3,405,688

27 ag. Law enforcement academy

28 \$ 8,607

29 ah. Department of public defense

30 \$ 59,193

31 ai. Department of homeland security and emergency
32 management

33 \$ 19,130

34 aj. Department of public safety

35 \$ 200,000

1 The department shall not apply any reduction to expenditures
2 made from appropriations to the division of the state patrol.

3 ak. Judicial branch

4 \$ 1,611,815

5 2. The department of management, in consultation with
6 the departments and agencies and the judicial branch listed
7 in subsection 1, shall identify and implement the reductions
8 in subsection 1 with respect to the appropriate general fund
9 appropriations. Within fifteen days of the effective date of
10 this section, the department of management shall transmit a
11 report to the general assembly and legislative services agency
12 listing the appropriation reductions applied.

13 3. In order to implement the reductions in subsection 1,
14 the departments and agencies and the judicial branch may adjust
15 allocations made from appropriations that are being reduced.

16 4. In order to implement the reductions in subsection 1, the
17 department of management may reduce a standing appropriation to
18 a department or agency required to reduce expenditures pursuant
19 to subsection 1.

20 Sec. 2. TRANSFER — IOWA SKILLED WORKER AND JOB CREATION
21 FUND. There is transferred from the Iowa skilled worker and
22 job creation fund created in section 8.75 to the general fund
23 of the state for the fiscal year beginning July 1, 2017, and
24 ending June 30, 2018, the following amount:

25 \$ 10,000,000

26 Sec. 3. SUPPLEMENTAL REIMBURSEMENT FOR GROUND EMERGENCY
27 MEDICAL TRANSPORTATION PROVIDED TO MEDICAID BENEFICIARIES. The
28 department of human services shall submit a Medicaid state
29 plan amendment to the centers for Medicare and Medicaid
30 services of the United States department of health and human
31 services to request authorization to establish and administer a
32 methodology to provide supplemental reimbursement to eligible
33 ground emergency medical transportation providers that provide
34 ground emergency medical transportation services to Medicaid
35 beneficiaries. For purposes of this section, "eligible ground

1 emergency medical transportation provider" means a provider who
2 provides ground emergency medical transportation services to
3 Medicaid beneficiaries and is enrolled as a Medicaid provider
4 during the period being claimed.

5 Sec. 4. 2017 Iowa Acts, chapter 169, section 17, subsection
6 1, paragraph a, subparagraph (1), is amended to read as
7 follows:

8 (1) For the purposes of providing assistance under the high
9 quality jobs program as described in section 15.335B:

10 \$ ~~15,900,000~~
11 5,900,000

12 Sec. 5. 2017 Iowa Acts, chapter 170, section 5, subsection
13 1, is amended to read as follows:

14 1. The appropriations made pursuant to section 2.12 for the
15 expenses of the general assembly and legislative agencies for
16 the fiscal year beginning July 1, 2017, and ending June 30,
17 2018, are reduced by the following amount:

18 \$ ~~400,000~~
19 687,318

20 Sec. 6. 2017 Iowa Acts, chapter 174, section 31, subsection
21 1, paragraph c, subparagraph (3), is amended to read as
22 follows:

23 (3) (a) For the fiscal year beginning July 1, 2017, the
24 graduate medical education and disproportionate share hospital
25 fund shall remain at the amount in effect on June 30, 2017,
26 ~~except that the portion of the fund attributable to graduate~~
27 ~~medical education shall be reduced in an amount that reflects~~
28 ~~the elimination of graduate medical education payments made to~~
29 ~~out-of-state hospitals.~~

30 (b) Effective May 1, 2018, a hospital that is located in
31 Iowa, is classified as state government-owned or nonstate
32 government-owned, and qualifies for graduate medical education
33 or disproportionate share hospital payments shall transfer
34 to the medical assistance program an amount equal to provide
35 the nonfederal share for a graduate medical education and

1 disproportionate share hospital payment. Distribution of the
2 payments shall be made on a monthly basis. A hospital that
3 meets the specified conditions shall receive and retain one
4 hundred percent of the total graduate medical education and
5 disproportionate share hospital payments.

6 Sec. 7. REPEAL. 2017 Iowa Acts, chapter 170, section 18,
7 is repealed.

8 DIVISION II

9 SUPPLEMENTAL APPROPRIATIONS

10 Sec. 8. INDIGENT DEFENSE. There is appropriated from the
11 general fund of the state to the office of the state public
12 defender of the department of inspections and appeals for the
13 fiscal year beginning July 1, 2017, and ending June 30, 2018,
14 the following amount, or so much thereof as is necessary to
15 supplement appropriations made for the following designated
16 purpose:

17 For payments on behalf of eligible adults and juveniles from
18 the indigent defense fund in accordance with section 815.11:
19 \$ 1,700,000

20 Sec. 9. UTILITY COSTS. There is appropriated from the
21 general fund of the state to the department of administrative
22 services for the fiscal year beginning July 1, 2017, and ending
23 June 30, 2018, the following amount, or so much thereof as is
24 necessary to supplement appropriations made for the following
25 designated purpose:

26 For payment of utility costs:
27 \$ 451,871

28 Sec. 10. 2017 Iowa Acts, chapter 174, section 36, is amended
29 to read as follows:

30 SEC. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
31 appropriated from the pharmaceutical settlement account created
32 in section 249A.33 to the department of human services for the
33 fiscal year beginning July 1, 2017, and ending June 30, 2018,
34 the following amount, or so much thereof as is necessary, to be
35 used for the purpose designated:

1 Notwithstanding any provision of law to the contrary, to
2 supplement the appropriations made in this Act for medical
3 contracts under the medical assistance program for the fiscal
4 year beginning July 1, 2017, and ending June 30, 2018:

5 \$ 800,000
6 864,257

7 DIVISION III

8 IOWA ECONOMIC EMERGENCY FUND

9 Sec. 11. Section 8.55, subsection 3, paragraph c, Code 2018,
10 is amended by striking the paragraph and inserting in lieu
11 thereof the following:

12 c. There is appropriated from the Iowa economic emergency
13 fund to the general fund of the state for the fiscal year in
14 which moneys in the fund were used for cash flow purposes,
15 for the purposes of reducing or preventing any overdraft on
16 or deficit in the general fund of the state, the amount from
17 the Iowa economic emergency fund that was used for cash flow
18 purposes pursuant to paragraph "b" and that was not returned
19 to the Iowa economic emergency fund by June 30 of the fiscal
20 year. The appropriation in this paragraph shall not exceed one
21 percent of the adjusted revenue estimate for the fiscal year
22 for which the appropriation is made and is contingent upon all
23 of the following having occurred:

24 (1) Prior to an appropriation being made pursuant to this
25 paragraph, the balance of the general fund of the state at the
26 end of the fiscal year for which the appropriation is made is
27 negative.

28 (2) The governor issues an official proclamation and
29 notifies the legislative fiscal committee and the legislative
30 services agency that the balance of the general fund is
31 negative and that an appropriation made pursuant to this
32 paragraph brings the general fund of the state into balance.

33 Sec. 12. APPROPRIATION IN LIEU OF STANDING APPROPRIATION.

34 1. There is appropriated from the Iowa economic emergency
35 fund created in section 8.55 to the general fund of the state

1 for the fiscal year beginning July 1, 2017, and ending June 30,
2 2018, the following amount:

3 \$ 13,000,000

4 2. The appropriation made pursuant to this section is in
5 lieu of the standing appropriation implemented under section
6 8.55 by the department of management pursuant to the official
7 proclamation issued by the governor on September 28, 2017.

8 Sec. 13. RETROACTIVE APPLICABILITY. The following
9 provision or provisions of this division of this Act apply
10 retroactively to September 28, 2017:

11 The section of this division of this Act appropriating
12 moneys from the Iowa economic emergency fund to the general
13 fund in lieu of a prior standing appropriation.

14 DIVISION IV

15 MEDICAID

16 Sec. 14. 2017 Iowa Acts, chapter 174, section 12, subsection
17 15, paragraph a, subparagraph (7), is amended to read as
18 follows:

19 (7) Elimination of the three-month retroactive Medicaid
20 coverage benefit for Medicaid applicants effective October 1,
21 2017, with the exception of otherwise eligible individuals who
22 are residents of nursing facilities licensed under chapter
23 135C. The department shall seek a waiver from the centers for
24 Medicare and Medicaid services of the United States department
25 of health and human services to implement the strategy.
26 If federal approval is received, an applicant's Medicaid
27 coverage shall be effective on the first day of the month of
28 application, as allowed under the Medicaid state plan.

29 Sec. 15. 2017 Iowa Acts, chapter 174, section 12, subsection
30 15, paragraph c, is amended to read as follows:

31 c. The department may adopt emergency rules, in
32 consultation with affected provider groups, to implement this
33 subsection.

34 Sec. 16. MEDICAID STATE PLAN AMENDMENT. Upon enactment
35 of the section of this division of this Act relating to

H-8012 (Continued)

1 the three-month retroactive Medicaid coverage benefit, the
2 department of human services shall request an amendment to the
3 Medicaid state plan from the centers for Medicare and Medicaid
4 services of the United States department of health and human
5 services to implement the provision.

6 DIVISION V
7 EFFECTIVE DATE

8 Sec. 17. EFFECTIVE DATE. This Act, being deemed of
9 immediate importance, takes effect upon enactment.>

By COMMITTEE ON APPROPRIATIONS
GRASSLEY of Butler, Chairperson

[H-8012](#) FILED FEBRUARY 14, 2018